



MICHIGAN  
HOUSE OF REPRESENTATIVES  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

## HOUSE STANDING COMMITTEE ON JUDICIARY

Tuesday, October 31<sup>st</sup>, 2017                      12:00 p.m.                      Room 326 House Office Building

Representative Runestad, Chair, called the meeting to order.

Chair Runestad requested attendance be called to establish a quorum of the appointed committee members:

Present: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Absent: None.

Excused: None.

Representative Hornberger moved to approve the minutes of the October 24<sup>th</sup>, 2017 meeting. The motion prevailed by unanimous consent.

The Chair laid HB 5121, HB 5122, and HB 5123 before the committee:

HB 5121	(Sabo)	Children; protection; children's assurance of quality foster care policy; create.
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HB 5122	(Runestad)	Children; foster care; specific policy for foster children; create.
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HB 5123	(Hornberger)	Children; foster care; information regarding the foster children's assurance of quality foster care policy; require the department of human services to provide to foster children.
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Representative Hornberger offered the following amendment for HB 5121:

1. Amend page 5, following line 11, by inserting:

"Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law." and renumbering the remaining enacting section.

Representative Hornberger explained the amendment.

Representative Hornberger moved to adopt the amendment for HB 5121. The motion prevailed by a vote of 10-0-0.

### FAVORABLE ROLL CALL:

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Hornberger moved to report HB 5121, with recommendation, as amended, as substitute (H-1). The motion prevailed by a vote of 10-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Hornberger offered the following amendment for HB 5122:

1. Amend page 2, following line 11, by inserting:

"Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law." and renumbering the remaining enacting section.

Representative Hornberger explained the amendment.

Representative Hornberger moved to adopt the amendment for HB 5122. The motion prevailed by a vote of 10-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Hornberger moved to report HB 5122, with recommendation, as amended, as substitute (H-1). The motion prevailed by a vote of 10-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Hornberger offered the following amendment to HB 5123:

1. Amend page 2, following line 1, by inserting:

"Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law." and renumbering the remaining enacting section.

Representative Hornberger explained the amendment.

Representative Hornberger moved to adopt the amendment for HB 5123. The motion prevailed

by a vote of 10-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

Representative Hornberger moved to report HB 5123, with recommendation, as amended, as substitute (H-1). The motion prevailed by a vote of 10-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Runestad, Theis, Howrylak, Cole, Hornberger, LaFave, Greimel, Robinson, Guerra, and Sowerby.

Nays: None.

Pass: None.

The Chair laid HB 4523, HB 4524, HB 5137, and HB 5138 before the committee:

HB 4523	(Johnson)	Explosives; other; Michigan explosives permitting act; repeal.
HB 4524	(VanSingel)	Torts; liability; joint and several liability; revise to reflect repeal of explosives act of 1970.
HB 5137	(Johnson)	Crimes; explosives; certain activities with respect to explosive materials; prohibit and provide penalties.
HB 5138	(Johnson)	Criminal procedure; sentencing guidelines; certain activities with respect to explosive materials; prohibit, and enact sentencing guidelines.

Representative Johnson introduced the bills.

First Lieutenant Jerry Carter, and Sergeant Matt Williams, representing the Michigan State Police, testified in support of the bill. Questions and discussion followed.

Mike Pendency, representing the Prosecuting Attorneys Association, submitted a testimony card in support of HB 4523, HB 5137, and HB 5138, but did not wish to speak.

The Chair laid HB 4446 before the committee:

HB 4446	(Kesto)	Housing; condominium; legal actions on behalf of co-owners of a condominium association; authorize board of directors to initiate or defend.
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Richard Farran, representing Representative Kesto's office introduced the bill.

Stephen Guerra and Kevin Hirzel, representing the Community Association Institute, testified in support of the bill. Questions and discussion followed.

Robert Meisner, representing the United Condominium Owners of Michigan, testified in opposition to the bill.

Brian Westrin, representing the Michigan Realtors, submitted a testimony card with a neutral position on the bill, but did not wish to speak.

The Chair laid HB 5189 before the committee:

HB 5189        (Runestad)     Marihuana; facilities; number of grower licenses at a single location; limit.

Vice-Chair Theis assumed the gavel, the time being 12:34 p.m.

Chair Runestad introduced the bill. Questions and discussion followed.

The Chair assumed the gavel, the time being 12:47 p.m.

Eric Gunnels, Trustee of Thetford Township, testified in support of the bill.

Rick Thompson, representing the Michigan Cannabis Business Development Group, testified with a neutral position on the bill. Questions and discussion followed.

Glenn Rowlet, representing Bangor Township, testified in opposition to the bill.

Roger Manfert, representing himself, and George Brikho, representing Evergreen Management, submitted testimony cards in support of the bill, but were unable to speak, due to time.

Brian Pierce and Vince Brown, representing Michigan Responsibility Council, submitted a testimony card in opposition to the bill, but were unable to speak, due to time.

The following people submitted testimony cards in support of the bill, but did not wish to speak:

Casey Tosin, representing Health Care Companies.

Michael Dahlinger, representing Cannabiz Consulting Solutions.

Robin Schneide, representing the National Patient's Rights Association.

Ryan Shane.

Eddie Goodfellow, representing Alternative Management Group.

The following people submitted a testimony card in opposition to the bill, but did not wish to speak:

Paul Weisberger, representing Oasis Wellness Center.

Noel LaPorte, representing Cyprus Cove.  
Jim Baar, representing Strata Consulting.  
Frank Foster, representing Clients Supporting Capitalism.  
James R. Ryan, representing Free Market Principled Clients.  
Del Chenault, representing Clark Hill.

There being no further business to come before the committee, the Chair adjourned the meeting,  
the time being 1:02 p.m.

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Representative Runestad, Chair

Matthew Carnagie  
Committee Clerk  
October 31<sup>st</sup>, 2017

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Date Approved and Signed